

Matter of Sabrina Elder v Gregory Russ, et. al.

Motion No: 2022-02779

Slip Opinion No: 2022 NYSlipOp 71137(U)

Decided on September 06, 2022

Appellate Division, First Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the
Official Reports.

Supreme Court of the State of New York
Appellate Division, First Judicial Department

PRESENT: Hon. Anil C. Singh, Justice Presiding,
Tanya R. Kennedy
Saliann Scarpulla
Martin Shulman
Julio Rodriguez III, Justices.

In the Matter of the Application of	Motion No.	2022-02779
Sabrina Elder,	Index No.	160290/21
Petitioner-Appellant,	Case No.	2022-01946

For a Judgment Pursuant to Article 78
of the Civil Practice Law and Rules,

-against-

Gregory Russ, etc., et. al.,
Respondents-Respondents.

Plaintiff-appellant, pro se, having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Supreme Court, New York County, entered on or about March 24, 2022, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, for a free copy of the transcript, and for other relief,

Now, upon reading and filing the papers with respect to said motion, and due deliberation having been had thereon,

It is ordered that said motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the attorney for respondent and files with this Court an original, and five hard copies, and if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

The stenographer of the Supreme Court is directed pursuant to CPLR 1101 and 1102[b] to make, certify and file, within 20 days from the date of service of a certified copy of this order upon such stenographer, two typewritten transcripts of the minutes of the proceedings, if any. The Clerk shall furnish a copy of such transcript to appellant, without charge, said transcript to be returned to this Court when the appellant's points are filed.

ENTERED: September 06, 2022

A handwritten signature in black ink, appearing to read "Susanna M. Rojas". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Susanna Molina Rojas
Clerk of the Court